

City of Sheboygan  
2017-02-28

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CITY OF SHEBOYGAN

COMMITTEE ON LAW AND LICENSING MINUTES

FEBRUARY 28, 2017

MEMBERS PRESENT:

Chair Alderperson Susan Holzschuh, Vice Chair Alderperson Roman Draughon,  
Alderperson Mark Hermann, Alderperson Rosemarie Trester

MEMBERS UNEXCUSED:

Alderperson Job Hou-Seye

STAFF/OFFICIALS PRESENT:

Assistant City Attorney Rose Simon-Silva, Sgt. Ryan Schmitt, Licensing Clerk  
Cinda Langhoff, Kathy Hoffman

OTHERS PRESENT:

Yvonne Johnson, Marcos D. Moreno-Casas, Mitchell R. Williams

OPENING OF MEETING

Call meeting to order

Chair Alderperson Holzschuh called the meeting to order at 2: 30 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Introduction of Committee members, staff and guests

Approval of the minutes of the February 14, 2017 meeting

Motion by Alderperson Draughon, seconded by Alderperson Trester, to approve the minutes of the previous meeting held February 14, 2017. Motion carried 4 - 0.

#### ITEMS FOR DISCUSSION AND POSSIBLE ACTION

R.O. No. 200 - 16 - 17 (1 - 19 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018. Various License Applications: Bev. Op. Lic. App. Nos. 1636 (Yvonne Johnson), 1498 (Dustin E. Tveten)

Yvonne Johnson was not present when R.O. 200 - 16 - 17 was initially discussed.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to deny the license application based upon Ms. Johnson's record of violations related to the licensed activity and her failure to cooperate with the committee. Motion carried 4 - 0.

However, Ms. Johnson appeared before the committee later during the meeting to discuss her application.

Motion by Alderperson Trester, seconded by Alderperson Draughon, to reconsider the prior motion. Motion carried 4 - 0.

The committee discussed her record.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant the license with instructions to correct the application. Motion failed 2 - 2 (Alderperson Holzschuh and Alderperson Trester

nay).

The committee further discussed her record.

Motion by Alderperson Holzschuh, seconded by Alderperson Draughon, to grant the license with instructions to correct the application. Motion carried 4 - 0.

Dustin E. Tveten failed to appear before the committee.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to deny the license application based upon Mr. Tveten s record of a violation related to the licensed activity and his failure to cooperate with the committee. Motion carried 4 - 0.

R.O. No. 223 - 16 - 17 (2 - 6 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018. Various License Applications: Taxicab Driver's Lic. App. Nos. 1142 (Cesar Baranda-Fernandez), 8177 (David J. McKenzie), 1151 (Marcos D. Moreno-Casas); Transient Merchant's Lic. App. No. 1650 (Mitchell R. Williams)

Cesar Baranda-Fernandez failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to request via certified mailing Mr. Baranda-Fernandez s appearance before the committee at its March 14 th meeting. Motion carried 4 - 0.

David J. McKenzie failed to appear before the committee.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to request via certified mailing Mr. McKenzie s appearance before the committee at its March 14 th meeting. Motion carried 4 0.

Marcos D. Moreno-Casas appeared before the committee to discuss his application. The committee discussed his record and his failure to include violations on his application.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to deny the license application based upon Mr. Moreno-Casas failure to accurately reveal all relevant convictions on his taxicab driver s license application, his record of violations related to the licensed activity, and his record as a repeat law violator. Motion carried 4 - 0.

Mitchell R. Williams appeared before the committee to discuss his application. The committee discussed his record and his failure to include a violation on his application.

Motion by Alderperson Hermann, seconded by Alderperson Trester, to deny the license application based upon Mr. Williams failure to accurately reveal all

relevant convictions on his transient merchant s license application, his record of violations related to the licensed activity, and his record as a repeat law violator. Motion carried 4 - 0.

R.O. No. 230 - 16 - 17 (2 - 20 - 17) Submitting various license applications for the period ending December 31, 2017, June 30, 2017 and June 30, 2018

Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Bev. Op. Lic. App. No. 1101 (Luecena B. Lamkin) to discuss her application with the committee. Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to grant a license to Bev. Op. Lic. App. No. 1105 (Tiffany A. Magray). Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1138 (Michael J. Martin). Motion carried 4 - 0.

Motion by Alderperson Hermann, seconded by Alderperson Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1020 (Kolleen M. Myer). Motion carried 4 - 0.

Motion by Alderperson Draughon, seconded by Alderperson Hermann, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1046 (Ashley A. Ryan). Motion carried 4 - 0.

Motion by Alderperson Trester, seconded by Alderperson Draughon, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 1051 (Sarah M. Torres). Motion carried 4 - 0.

Motion by Alderperson Trester, seconded by Alderperson Hermann, to call in Taxicab Driver s Lic. App. No. 1049 (Moises Chavez Jr.) to discuss his application with the committee. Motion carried 4 - 0.

Motion by Alderperson Trester, seconded by Alderperson Holzschuh, to call in Taxicab Driver s Lic. App. No. 1141 (Jason J. Frank) to discuss his application with the committee. Motion carried 4 - 0.

Motion by Alderperson Trester, seconded by Alderperson Draughon, to grant a license to Taxicab Driver s Lic. App. No. 0987 (Johnathan David Ries). Motion carried 4 - 0.

Motion by Alderperson Trester, seconded by Alderperson Draughon, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. Motion carried 4 - 0.

Update and possible action regarding Alc. Bev. Lic. No. 3217 -Parker John's BBQ & Pizza (Aaron M. Sloma, Agent)

Brief discussion regarding Parker John s BBQ & Pizza holding a license for six months without opening, in violation of the continuation of business ordinance. Signs at the property indicate a planned opening in early Spring.

Motion by Alderperson Draughon, seconded by Alderperson Trester, to call in Alc. Bev. Lic. No.

3217 -Parker John s BBQ & Pizza (Aaron M. Sloma, Agent) to discuss the matter with the committee. Motion carried 4  
0.

Discussion and possible action regarding law violations that may require future action by the Committee

ACA Simon-Silva and Sgt. Schmitt indicated that they had no such violations to report at this time.

CLOSING OF MEETING

Set time, date and place of next meeting

The next committee meeting is scheduled to be held on March 14, 2017 at 2: 30 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.

Motion to adjourn

Motion by Alderperson Trester, seconded by Alderperson Draughon, to adjourn at 3: 20 p.m. Motion carried 4 - 0.